



STATE OF HAWAII
DEPARTMENT OF EDUCATION
P.O. BOX 2360
HONOLULU, HAWAII 96804

Received & Inspected

MAR 14 2014

FCC Mail Room

OFFICE OF INFORMATION TECHNOLOGY SERVICES

Date: March 7, 2014

FCC
Office of the Secretary
445 12th Street SW
Washington, DC 20554

Dear FCC,

This letter is an appeal to reopen the examination of our E-Rate application, Form 471 Application Number 910047. The Administrator's Decision on Appeal -Funding Year 2013-2014, Dated January 6, 2014 is attached. This letter explained that our appeal was past the 60 days after the date of the Funding Commitment Decision Letter was issued, which explained that our Form 471 was denied based on insufficient documentation.

Providing the information to USAC has been a time-exhaustive matter for our group, due to the limited resources we have to fact-finding and reporting the information needed while supporting all the schools in the state with their IT needs and implementing new technologies in the school from our Broadband Technologies Opportunities Program (BTOP) initiatives.

I am confident that we can provide the answers to USAC for determining the eligibility of our 471 funding request. All we are asking is to grant us a deadline extension to get the information to USAC.

We hope that you will reconsider and reopen the PIA inquiry to allow us to respond. Thank you for your time and attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "SA", written over a faint, circular official stamp.

Steven Asaumi
Telecom Network Specialist
Department of Education, State of Hawaii

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SA:tk

MAR 14 2014



Universal Service Administrative Company
FCC Mail Room
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2013-2014

January 06, 2014

Steven Asaumi
Department Of Education, State Of Hawaii
Po Box 2360
Honolulu, HI 96804-2360

Re: Applicant Name:	DEPARTMENT OF EDUCATION, STATE OF HAWAII
Billed Entity Number:	144815
Form 471 Application Number:	910047
Funding Request Number(s):	2542087
Decision Letter Date:	October 16, 2013
Date Appeal Postmarked:	December 30, 2013
Your Correspondence Dated:	December 30, 2013

Our records show that your appeal was postmarked more than 60 days after the date your Funding Commitment Decision Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Universal Service Administrative Company (USAC) to consider your appeal.

If you believe there is a basis for further examination of your application, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be postmarked within 60 days of the above the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Schools and Libraries Division
Universal Service Administrative Company

December 30, 2013

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MAR 14 2014

FCC Mail Room

Letter of Appeal
School and Libraries Division – Correspondence Unit
30 Lanidex Plaza West
P.O. Box 685
Parsippany, NJ 07054-0685

Appellant: Department of Education, State of Hawaii
Form 471 Application Number: 910047
Billed Entity Number (BEN): 144815
FRN: 2542087
Service Provider: TW Telecom Holdings, Inc. (SPIN: 143032782)

Subject: Appeal to Funding Commitment Decision Letter for Funding Year 2013,
dated 10/16/2013

Dear Correspondence Unit,

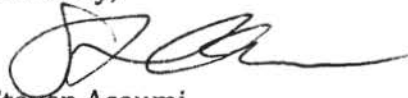
This letter is an appeal to reopen Application #910047 for 2Gb Dedicated Internet Access. The application was denied, as stated in the memo from USAC on October 16, 2013, that the "applicant failed to provide vendor documentation for the 2Gb Dedicated Internet Access." There was another part to the PIA inquiry requesting validation of three entities, Hilo Community School, Maui Community Adult School and the Kapolei Juvenile Detention Facility.

The information requested has been very difficult to provide, given that the certain sites in question are considered to be non-instructional facilities (the adult schools are considered business offices of the Department and the Juvenile Detention Facility has a classroom for temporary instruction for minors in custody until judicial hearing). The students using the facilities were already counted in their respective designated schools and therefore did not want to "double-count" students. Taking a snapshot of a period of time was also troublesome due to the sensitivity of student records due to child privacy laws. The best way to categorize these sites was to call them non-instructional facilities and calculate the discount using the overall average discount.

Because we did not know how to address the inquiry in accordance with the options presented and our lack of staff due to our reorganization, we overtook the time to respond to the PIA review.

We hope that you will reconsider and reopen the PIA inquiry and will consider our response. To expedite this, we would like to also consider reducing the requested amount to pro-rate the costs by taking out these three institutions from the request.

Sincerely,



Steven Asaumi
Telecom Network Specialist



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MAR 14 2014

FCC Mail Room
Schools and Libraries Division

FUNDING COMMITMENT DECISION LETTER
(Funding Year 2013: 07/01/2013 - 06/30/2014)

October 16, 2013

Steven Asaumi
DEPARTMENT OF EDUCATION, STATE OF HAWAII
PO BOX 2360
HONOLULU, HI 96804-2360

Re: **FCC Form 471 Application Number: 910047**
Billed Entity Number (BEN): 144815
Billed Entity FCC Registration Number (FCC RN): 0011805256
Applicant's Form Identifier: DIA-13

Thank you for your Funding Year 2013 application for Universal Service Support and for any assistance you provided throughout our review. The current status of the funding request(s) in the FCC Form 471 application cited above and featured in the Funding Commitment Report(s) (Report) at the end of this letter is as follows.

- The amount, \$159,600.00 is "Denied."

Please refer to the Report following this letter for specific funding request decisions and explanations. The Universal Service Administrative Company (USAC) is also sending this information to your service provider(s) so preparations can begin for implementing your approved discount(s) after you file FCC Form 486, Receipt of Service Confirmation Form. A guide that provides a definition for each line of the Report is available in the Guide to USAC Letter Reports in the Reference Area of our website.

NEXT STEPS

- Work with your service provider to determine if you will receive discounted bills or if you will request reimbursement from USAC after paying your bills in full.
- Review technology planning approval requirements.
- Review Children's Internet Protection Act (CIPA) requirements.
- File FCC Form 486.
- Invoice USAC using the FCC Form 474, Service Provider Invoice (SPI) Form, or FCC Form 472, Billed Entity Applicant Reimbursement (BEAR) Form, - as products and services are being delivered and billed.

TO APPEAL THIS DECISION:

You have the option of filing an appeal with USAC or directly with the Federal Communications Commission (FCC).

If you wish to appeal a decision in this letter to USAC, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and email address for the person who can most readily discuss this appeal with us.

FUNDING COMMITMENT REPORT

Billed Entity Name: DEPARTMENT OF EDUCATION, STATE OF HAWAII
BEN: 144815
Funding Year: 2013

Comment on RAL corrections: The applicant did not submit any RAL corrections.

FCC Form 471 Application Number: 910047
Funding Request Number: 2542087
Funding Status: Not Funded
Category of Service: Internet Access
FCC Form 470 Application Number: 567690000877736
SPIN: 143032782
Service Provider Name: TW Telecom Holdings, Inc.
Contract Number: CO-10177
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2013
Service End Date: N/A
Contract Award Date: 03/11/2011
Contract Expiration Date: 06/30/2014
Shared Worksheet Number: 1607877
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$228,000.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$228,000.00
Discount Percentage Approved by the USAC: 70%
Funding Commitment Decision: \$0.00 - Insufficient documentation
Funding Commitment Decision Explanation: MR1: The category of service was changed from Telecomm Service to Internet Access in accordance with Program rules. <><><><><>
MR2: The discount for entity # 112580 - Hilo Community School and entity # 16060294 -Kapolei Juvenile Detention Facility was decreased from 70% to 20%. The applicant failed to supply documentation to support the requested discount. <><><><><> DR1: Applicant has not provided sufficient documentation needed to determine the eligibility of the following item(s): supporting documentation for recurring charge of \$19,000.

FCDL Date: 10/16/2013
Wave Number: 022
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2014
Consultant Name:
Consultant Registration Number (CRN):
Consultant Employer: